## Case 6:23-po-00385-HBK Document 5 Filed 11/09/23 Page 1 of 2 UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

## NOTICE and ORDER of CONTINUED HEARING

UNITED STATES	S OF AMERICA	)
**		) CITATION NO.: E1167194
<b>v.</b>		6:23-PO-00385-HBK
QIACQIAO WAN	NG	) ) ) )
Type of Case: CI	ENTRAL VIOLATIO	ONS BUREAU VIOLATION NOTICE
TAKE NOTICE thearing date of N	hat a Court proceed lovember 14, 202.	ing in this case has been CONTINUED from the 3 to:
DATE/TIME:	Tuesday,	December 12, 2023 , 1:00 PM .
LOCATION:	U.S. District Cou 9004 Castle Cliff	ATE JUDGE COURTROOM orthouse - Yosemite s Ct California 95389
OFFENSE(S):	FAILURE TO COMP	PLY WITH THE DIRECTIONS OF A TRAFFIC CONT
CONTINUANCE	REQUEST: First	Yosemite legal officer has decided to dismiss this violation notice. Awaiting their motion filing.
YOU ARE HEREBY (	ORDERED TO APPEAR	AT THE CONTINUED COURT DATE REFERENCED ABOVE.
A Failure to Appear on the a	bove date will result in an Issuar	nce of a Bench Warrant and/or Abstract on your Driving Record, depending on the charges.
		art date. The Deputy Clerk will inform the United States Attorney's office of the continuance, and the Court's continuance policy.
to the United States Attorne that this is a second time the cause" for the continuance. 'act on the request for 3 days, consider the written request a	ey, Misdemeanor Unit, 2500 T defendant has sought a continua The request must be received by giving the United States Attornand any objection. The Deputy (	must submit his or her request to the court in writing, and must also send a copy of the request Culare Street, 4th Floor - Suite 4401, Fresno, CA 93721. The request must inform the court ince of his or her court date, and must provide a statement of "good the court no later than 1 week before the scheduled court date. The court will not ey an opportunity to object. After the 3 day objection period, the Judge will Clerk will then inform the litigant and the United States Attorney of the Court's int extraordinary circumstances and no continuance will be granted after the hearing
Dated:		
November 9,	, 2023	/s/ Helena Barch-Kuchta
		U.S. Magistrate Judge Helena Barch-Kuchta

U.S. Attorney, Fresno Office - Misdemeanor Unit Federal Defender, Fresno Office

cc:

## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA FRESNO CENTRAL VIOLATIONS BUREAU CALENDAR

## COURT POLICY REGARDING CONTINUANCES OF COURT DATES BY PROS SE DEFENDANTS REVISED OCTOBER 15, 2013

- 1) The Court may grant one request for a continuance of a court date by a pro se defendant. The decision to grant a continuance is based upon the nature of the case and other factors. The Deputy Clerk will inform the United States Attorney's office of the continuance, and will mail the pro se defendant a copy of the Notice of Continued Hearing and policy.
- 2) To obtain a second continuance of a court date, a pro se defendant must submit his or her request to the court in writing, and must also send a copy of the request to the United States Attorney, c/o Misdemeanor Unit, 2500 Tulare Street, 4th Floor Ste. 4401, Fresno, CA 93721. The request must inform the court that this is a second time the pro se litigant has sought a continuance of his or her court date, and must provide a statement of good cause for the continuance. The request must be received by the court no later than one week before the scheduled court date. The court will not act on the request for three days, giving the United States Attorney an opportunity to object. After the three (3) day objection period, the Judge will consider the written request and any objection. The Deputy Clerk will then inform the pro se defendant and the United States Attorney of the Court's decision. No more than two (2) continuances will be granted absent extraordinary circumstances.
- 3) Any pro se defendant seeking a third or further continuance must submit his or her request to the court in writing, and also serve the United States Attorney a copy of the request. The pro se defendant must inform the court how many continuances he or she has previously been granted, and must also provide an explanation of the extraordinary circumstances justifying a third or further continuance. Such a request must be received by the court no later than two (2) weeks before the scheduled court date. The court will not act on the request for one (1) week, giving the United States Attorney an opportunity to object. After the one (1) week objection period, the Judge will consider the written request and any objection. The Deputy Clerk will then inform the pro se defendant and the United States Attorney of the Judge's decision.

Even if the request for continuance is not opposed or even agreed to by the United States Attorney, the Court may still deny the request.